



U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

May 26, 2020

**By ECF**

Honorable Loretta A. Preska  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, Room 2220  
New York, New York 10007

**Re: United States v. Gilberto Dejesus Gutierrez Miranda, 11 Cr. 465 (LAP)**

Dear Judge Preska:

The Government writes to request an adjournment of the pretrial conference in the above-captioned case, currently scheduled for May 28, 2020, at 11:30 a.m. for approximately 30 days. The Government is continuing to work to collect and produce discovery, but due to the situation caused by the COVID-19 pandemic resulting in many law enforcement officers working remotely or under quarantine, law enforcement partners have been unable to provide copies of certain discovery, including wire recordings. The Government is continuing to take steps to obtain this discovery and will produce it as soon as possible. The adjournment will provide additional time during which the situation will hopefully improve sufficiently so that discovery can be produced. The Government has consulted with defense counsel, who consents to this request.

Accordingly, the Government respectfully requests that time be excluded under the Speedy Trial Act between May 28, 2020 through the next scheduled conference, because the “ends of justice served by the granting of such continuance outweigh the best interests of the public and the defendant in a speedy trial.” 18 U.S.C. § 3161(h)(7)(A). The Government consulted with defense counsel for defendant, who does not object to the exclusion of time.

Very truly yours,

GEOFFREY S. BERMAN  
United States Attorney

The conference is adjourned  
to June 29 at 11:00 a.m.,  
and time is excluded under  
the Speedy Trial Act.

by: /s/  
Elizabeth A. Espinosa  
Assistant United States Attorney  
(212) 637-2216  
(347) 271-1440 (cell)

SO ORDERED.

Dated: May 27, 2020

LORETTA A. PRESKA, U.S.D.J.